THE CITY OF ASHEVILLE

STAFF REPORT

Council Meeting Date: July 27, 2021

Subject: Contract Amendment with 120Water Audit, Inc. (Lead Education & Awareness Program)

Staff Resource(s): David Melton, Water Resources Department Director; Brenna Cook, Compliance Coordinator

Action Requested: Adoption of Contract Amendment with 120Water Audit, Inc. for Lead Education & Awareness Program.

Background:

- This contract amendment will expedite lead service line inventory data collection for lead and copper revisions and help with public outreach and education.
- The U.S. EPA Lead and Copper Rule Revision (LCRR) requirements provide three years for the water departments to implement a service line inventory, work with schools and daycares to set up sampling plans/schedules and plan a public outreach program.
- This contract amendment is needed to meet these goals.
- The three year contract will provide the data tracking platform and help with the service line inventory and customer education.
- If the City decides to continue working with 120Water, we will reserve the option to renew for an additional two years to provide sample kits and analysis for schools/daycares and compliance sampling that is required starting in 2024 and in 2025 should we be required to return to annual monitoring by NCDEQ due to the new rule regulations .

Vendor Outreach Efforts:

- This is an amendment to the current contract, therefore no further outreach was performed.

Council Goal(s):

- A Clean and Healthy Environment

Committee(s):

- N/A

Pro(s):

- Lead and copper revisions will be implemented in a more efficient manner.
- Customer education will be readily available.
- The Water Resources Department staff will gain a better understanding of service lines in the distribution system.
- Schools and daycares will have a better understanding of how to protect the children and families they serve.

Con(s):

- Failure to adopt an amendment will result in difficulty remaining in compliance with Federal and State regulations.

Fiscal Impact:

- The Water Resources Department has the funds to encumber the yearly contract amount of $163,770.94 in its operating funds.

Suggested Motion:

- Motion to adopt a resolution authorizing the City Manager to execute a contract amendment with 120Water Inc. for the *Lead Education and Prevention Program* in the amount of $171,920 increasing the total contract for the next five years to $663,232.80.

Attachment(s):

- Resolution

RESOLUTION NO. 21-____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AMENDMENT WITH 120Water INC. FOR PROFESSIONAL SERVICES ASSOCIATED WITH LEAD EDUCATION AND PREVENTION PROGRAM.

WHEREAS, pursuant to N.C.G.S. § 160A-312, the City of Asheville has authority to operate a public enterprise; and

WHEREAS, pursuant to N.C.G.S. § 160A-20.1, the City of Asheville may enter into contracts with private entities to carry out any public purpose the City is authorized to engage in; and

WHEREAS, 120Water was one of three firms selected by staff via a qualifications-based process to perform professional services for Lead Education and Prevention Program; and

WHEREAS, the use of 120Water Inc. will utilize the most qualified firm to ensure timely completion and fulfill compliance with scope of services for the development and implementation of the Lead Education and Prevention Program;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

The City Manager, on behalf of the City of Asheville, is hereby authorized to execute an amendment to the 120Water Inc. three-year service contract, for professional services required for the development and implementation of the Lead and Copper Rule Revisions in the amount of $171,920 to bring the total project cost to $663,232.80.

Read, approved, and adopted this 27th day of July 2021.

_____ _____

City Clerk Mayor

Approved as to form:

_____

City Attorney